

HOUSE JUDICIARY COMMITTEE AMENDMENT NO. 2

AMENDMENT NO. _____

Signature of Sponsor

FILED

Date _____

Time _____

Clerk _____

Comm. Amdt. _____

AMEND Senate Bill No. 0390

House Bill No. 0126

by adding the following new subdivisions (J) and (K) to the subpart added by the amendatory language of SECTION 1:

(J)

(1) On an annual basis the county legislative body of any county adopting the provisions of this subpart shall conduct a public hearing to examine, monitor and evaluate the litter removal program operating under the authority of this subpart to ensure that all requirements of such subpart are being complied with and that such program is being operated in accordance with such subpart. As part of the public hearing, the county legislative body shall discuss the program's effectiveness and compliance and hear the opinions of the public concerning such program. The county legislative body shall give notice of such public hearing at least thirty (30) days prior to such meeting.

(2) If the county legislative body finds through its public hearing or any other information the body may obtain that the litter removal program is being operated in compliance with this subpart, it shall so certify such program. Such certification shall be transmitted to all judges having jurisdiction over the offense of driving under the influence of an intoxicant in the county.

(3) If the county legislative body finds that a work release program is not being operated in compliance with this subpart, it shall not certify such program.

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Such failure of certification shall be transmitted to all judges having jurisdiction
over the offense of driving under the influence of an intoxicant in the county.

(K) The provisions of this subpart shall become effective in any county upon
adoption of a resolution by a two-thirds (2/3) vote of the legislative body of such county.